

REMARKS

Claims 1-13 are pending in this application. By this Amendment, claims 1-6 and 8-10 are amended.

Entry of the amendments is proper under 37 CFR §1.116 since the amendments: (a) place the application in condition for allowance (for the reasons discussed herein); (b) do not raise any new issue requiring further search and/or consideration (since the amendments amplify issues previously discussed throughout prosecution); (c) satisfy a requirement of form asserted in the previous Office Action; (d) do not present any additional claims without canceling a corresponding number of finally rejected claims; and (e) place the application in better form for appeal, should an appeal be necessary. The amendments are necessary and were not earlier presented because e.g. they are made in response to arguments raised in the final rejection. Entry of the amendments is thus respectfully requested.

I. Claims 1-13 Satisfy the Requirements of 35 U.S.C. §112, Second Paragraph

Claims 1-13 are rejected under 35 U.S.C. §112, second paragraph as being indefinite. Accordingly, the claims are amended. Withdrawal of the rejection of claims 1-13 is respectfully requested.

II. The Claims Define Patentable Subject Matter

The Office Action rejects claims 1-13 under 35 U.S.C. §102(b) over U.S. Patent No. 5,768,119 to Havekost et al. This rejection is respectfully traversed.

The applied art does not teach, disclose or suggest an information providing system that provides operation information to perform a predetermined operation in a predetermined portable phone, with an acquiring device attribute information indicating attributes of the portable phone and determines whether the attribute is available with the attributes being at least one of a terminal model, display resolution, presence or absence of display function, color display, font type, type of input device, and presence or absence of audio output

function, and a selection device that selects operation information that is appropriate for the portable phone, as claimed in the independent claims.

Instead, Havekost discloses a control system which includes a main processing device such as a personal computer that is connected to a LAN via a network card. Further, Havekost is directed to prioritizing display of alarm and event information which allows a user to prioritize alarms for display. As shown in Figure 1C, a solution that is developed at a workstation 106 can be transferred by the LAN to operators at other workstations. Accordingly, the object of Havekost is to allow several users of the system to prioritize the alarm and event information that is displayed.

There is no teaching, disclosure or suggestion in Havekost for the information providing system that provides information to perform a predetermined operation in a portable phone, as recited in the claims. In accordance with claimed features, as a result of selecting operation information or setting information based on a priority, operation information which is more appropriate for the attributes of the portable phone can be provided. Accordingly, for example, when priority of an image display is higher than an audio output, the amount of data transmission and the amount of data stored in the portable phone can be reduced in comparison with a case in which both programs for image display and for audio output are provided to the portable phone. As such, the volume of such traffic can be reduced. The applied art does not teach, disclose or suggest the above recited features of the claimed invention and therefore, cannot provide for at least the advantages discussed above.

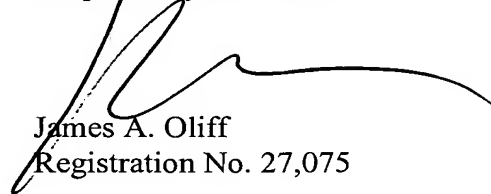
Withdrawal of the rejection of the claims under 35 U.S.C. §102(b) under Havekost is respectfully requested.

III. Conclusion

In view of the foregoing, it is respectfully submitted that this application is in condition for allowance. Favorable reconsideration and prompt allowance are earnestly solicited.

Should the Examiner believe that anything further would be desirable in order to place this application in even better condition for allowance, the Examiner is invited to contact the undersigned at the telephone number listed below.

Respectfully submitted,



James A. Oliff
Registration No. 27,075

Kevin M. McKinley
Registration No. 43,794

JAO:KMM/jb

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OLIFF & BERRIDGE, PLC
P.O. Box 19928
Alexandria, Virginia 22320
Telephone: (703) 836-6400

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